

**REMARKS**

Claims 1, 3, 5, 13 and 14 are pending in this application. By this Amendment, claims 1, 3, and 5 are amended, claims 2, 4 and 6-12 are canceled without prejudice to or disclaimer of the subject matter therein, and new claims 13 and 14 are added. Support for the amendments to claims 1, 3 and 5 can be found in the specification as originally filed, for example, at page 2, lines 18-26; page 7, lines 1-22; page 9, lines 18-26; and page 12, line 13 - page 13, line 6; and in original claims 1-5. Support for new claim 13 can be found in the specification as originally filed, for example, at page 7, lines 1-8, and in original claims 1 and 5. Support for new claim 14 can be found in the specification as originally filed, for example, at page 6, lines 4-17, and in original claim 1. No new matter is added by these amendments.

Also by this Amendment, the specification is amended for clarification. Support for the amendments to the specification can be found in the specification as originally filed, for example, at the paragraph beginning at page 1, line 15. No new matter is added by these amendments.

**I. Restriction Requirement**

A telephone requirement for restriction was made in connection with the above-identified patent application on December 16, 2004. In response to that telephone requirement, a provisional election was made, on December 22, 2004, to prosecute Group I, claims 1-7 and 12. Said provisional election was made with traverse.

Applicants respectfully submit that the election of Group I, claims 1-7 and 12 was affirmed by the Confirmation of Telephone Election filed on December 22, 2004. Further, Applicant submits that non-elected claims 8-11 have been canceled by this Amendment. Accordingly, withdrawal of the Restriction Requirement is respectfully requested.

## **II. Change of Inventorship**

The above-identified application was filed on July 29, 2003, naming Minoru INUZUKA and Naohide ISOGAI as co-inventors. An executed Declaration and Power of Attorney was filed on July 29, 2003.

Mr. Isogai is an inventor of claims 6, 7 and 12 of the above-captioned application. These claims are canceled by this Amendment, and thus, Mr. Isogai is not an inventor of the subject matter presently claimed. The actual sole inventor for the present application is Minoru INUZUKA. Therefore, please delete Naohide ISOGAI as an inventor of the subject matter disclosed and claimed in the present application.

Submitted herewith is a Petition for Correction of Inventorship under 37 C.F.R. §1.48(b), including the fee set forth in 37 C.F.R. §1.17(i).

Accordingly, Applicant submits that the requirements of the 37 C.F.R. 1.48(b) are satisfied. Acknowledgement of the correction of inventorship by the Patent Office is respectfully requested.

## **III. Claim Rejections Under 35 U.S.C. §112**

The Office Action rejects claims 1-3, 6 and 7 under 35 U.S.C. §112, second paragraph as indefinite for failing to particularly point out and distinctly claim the subject matter that Applicant regards as the invention. While Applicant does not necessarily agree with these rejections, claims 1 and 3 have been amended herein more clearly set forth the subject matter therein, and claims 2, 6 and 7 have been canceled.

In particular, claim 1 has been amended to remove the phrase "while restraining a rise in temperature of the lens," which the Office Action asserts is vague. Claim 1 has been further amended to incorporate the subject matter of allowable claim 4, as suggested by the Office Action, for clarification. Claim 1 has also been amended to incorporate the subject matter of claim 2, which was not indicated to be otherwise indefinite.

Claim 3 has been amended to depend from claim 1, and to replace the phrase "predetermined color difference," which the Office Action asserted was indefinite, with "permissible color difference" with respect to color density. The color difference with respect to color density that is acceptable for products in the industry is discussed in the specification, beginning on page 12, line 13.

For at least these reasons, Applicant respectfully submits that claims 1 and 3 are not indefinite. Reconsideration and withdrawal of the rejections are respectfully requested.

**IV. Claim Rejections Under 35 U.S.C. §103**

**A. Claims 1-3**

The Office Action rejects claims 1-3 under 35 U.S.C. §103(a) over European Patent Application Publication EP 0 982,432 A2 to Kamata et al. (Nidek Co., Inc.). Applicant respectfully traverses this rejection with respect to claims 1 and 3, claim 2 having been canceled herein.

By this Amendment, claim 1, from which claim 3 depends, has been amended to incorporate the subject matter of claim 4. The Office Action indicates that claim 4 is allowable over Kamata at least because Kamata does not disclose a process including a positive cooling step, as set forth in original claim 4 and pending claim 1.

For at least this reason, Applicant respectfully submits that claims 1 and 3 are patentable over Kamata. Accordingly, reconsideration and withdrawal of the rejection are respectfully requested.

**B. Claims 7, 8 and 12**

The Office Action rejects claims 7, 8 and 12 under 35 U.S.C. §103(a) over European Patent Application Publication EP 0 982,432 A2 to Kamata et al. (Nidek Co., Inc.), as applied to claims 1-3, and further in view of U.S. Patent No. 4, 211,823 to Susuki et al. By this

Amendment, claims 7, 8 and 12 have been canceled. Accordingly, withdrawal of the rejection is respectfully requested.

**V. Claim Objections**

The Office Action objects to claims 4 and 5 as being dependent on a rejected base claim. Applicants thank the Examiner for the indication that claims 4 and 5 contain allowable subject matter. By this Amendment, the subject matter of claim 4 has been incorporated into claim 1, which is patentable for at least the reasons set forth above, and claim 4 has been canceled. Claim 5, which depends from claim 1, is thus dependant on an allowable base claim. Accordingly, withdrawal of the objection to claim 5 is respectfully requested.

**VI. New Claims**

By this Amendment, new claims 13 and 14 are added. Claims 13 and 14 depend from and incorporate all of the limitations of independent claim 1. For at least the above reasons that claim 1 is patentable, Applicant respectfully submits that claims 13 and 14 are also patentable over the cited art.

**VII. Conclusion**

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1, 3, 5, 13 and 14 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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